IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE NINTH DAY OF NOVEMBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION No. 23977 of 2005

Between:

Kadiri Reddy

..... PETITIONER

AND

Joint Collector, Anantapur

And 3 others

.....RESPONDENTS

ORDER:

Seeking a Mandamus, declaring the order of the 1st respondent passed in Rc.K4/257/2005, dated 30.10.2005, as illegal and arbitrary, the present writ petition is filed.

Heard the learned counsel for the petitioner and the learned Government Pleader for Civil Supplies.

The petitioner is only a temporary dealer of fair price shop of Kammaguttapalli village of NP Kunta Mandal. Pursuant to certain allegations, the 2nd respondent, while suspending the temporary dealership of the petitioner by common proceedings dated 17.08.2005, issued a show cause notice, calling upon the petitioner to submit his explanation within 7 days from the date of receipt of the notice and also directed the petitioner to appear in person and file his explanation on 12.09.2005. It is stated that the petitioner filed his explanation on 12.09.2005 and enquiry is pending. Aggrieved by the order of suspension and in not completing the enquiry, the petitioner filed an appeal before the 1st respondent and also filed application seeking stay of the proceedings of the 2nd respondent dated 17.08.2005. The

1st respondent rejected the stay application by order dated 30.10.2005. There are as many as 5 charges have been framed against the petitioner and they are yet to be considered.

Having regard to the facts and circumstances, without entering into the merits of the case, I deem it appropriate to dispose of the writ petition with a direction to the 1st respondent to dispose of the appeal itself as expeditiously as possible, preferably within a period of 3 (three) weeks from the date of receipt of a copy of this order.

The 2nd respondent who is the authorized officer to pass final orders is also directed to consider the explanation of the petitioner and complete the enquiry and pass final orders after giving reasonable opportunity to the petitioner, within a period of 6 (six

weeks) from the date of receipt of a copy of this order.

With the above observations, the Writ Petition is disposed of. No order as to costs.

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V.ESWARAIAH,J

Dated: 09.11.2005

Dsr